

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

OLD LADDER LITIGATION CO., LLC,
as Litigation Designee on behalf of the
Liquidation Trust,

Plaintiff,

v.

INVESTCORP BANK B.S.C.;
INVESTCORP S.A.; INVESTCORP
INTERNATIONAL, INC.; INVIFIN, S.A.;
INVESTCORP INVESTMENT EQUITY
LIMITED; INVESTCORP HOLDINGS
LIMITED; INVESTCORP WERNER
HOLDINGS L.P.; STEPUP LIMITED
(GENERAL PARTNER OF
INVESTCORP WERNER HOLDINGS
L.P.); OWNERSHIP HOLDINGS
LIMITED; C.P. HOLDINGS LIMITED;
SIPCO LIMITED; BALLET LIMITED;
DENARY LIMITED; GLEAM LIMITED;
HIGHLANDS LIMITED; NOBLE
LIMITED; OUTRIGGER LIMITED;
QUILL LIMITED; RADIAL LIMITED;
SHORELINE LIMITED; ZINNIA
LIMITED; CIP LIMITED; STEP
INVESTMENTS LIMITED; WL
HOLDINGS LIMITED; EQUITY WERA
LIMITED; CLIMBING PRODUCTS
LIMITED; LADDER EQUITY LIMITED;
WERNER EQUITY LIMITED; WERNER
INVESTMENTS LIMITED; WERNER IIP
LIMITED; ANNISVILLE LIMITED;
COOPERSTOWN LIMITED; FRISCO
LIMITED; PLATEA LIMITED;

CRAIG R. WERNER FAMILY LIMITED
PARTNERSHIP (CRAIG WERNER –
GENERAL PARTNER); ROBERT I.
WERNER - IRREV. TRUST DATED
8/30/94 (RONALD WERNER –
ADMINISTRATIVE TRUSTEE);
RICHMOND DRIVE ENTERPRISES,
L.P. (RICHARD WERNER AND LOIS
WERNER – GENERAL PARTNERS);
MICHAEL E. WERNER REVOCABLE

Case No. 08cv0876

AFFIDAVIT OF SERVICE

TRUST, U/A/D 1/2/96 (MICHAEL WERNER – TRUSTEE); BRUCE D. WERNER – TRUST (BRUCE WERNER – TRUSTEE); ELIZABETH W. ACKERMAN TRUST DTD 12/18/67 (JEFFREY R. ACKERMAN, SUCCESSOR TRUSTEE); ERIC J. WERNER; ALLIGATOR PARTNERS, L.P. (HOWARD SOLOT AND JANET SOLOT – GENERAL PARTNERS); MICHAEL J. SOLOT; DONALD M. WERNER; RONALD E. WERNER; DENNIS G. HEINER; THE HEINER FAMILY TRUST (DENNIS HEINER AND MARGO HEINER – TRUSTEES); MINDY WERNER ALTER; ELISE W. FROST; FLORENCE J. WERNER - IRREV. TRUST DATED 10/7/94 (RONALD WERNER, MARC WERNER AND MICHAEL WERNER – TRUSTEES); GAIL RAUCH BLACKMAN; BRUCE D. WERNER FAMILY LIMITED PARTNERSHIP (BRUCE WERNER – MANAGING GENERAL PARTNER); IRA AND ELISE FROST FAMILY LIMITED PARTNERSHIP (ELISE FROST – GENERAL MANAGING PARTNER); RONI S. ROSATI; NOEL BERK- RAUCH; GERALD R. WHIPMAN; HOWARD L. SOLOT; ISABELLE N. WERNER; SOPHIA K. WERNER; AGNES BONTE FRANCOIS; WERNER- ALTER, LLC (MINDY WERNER ALTER – MANAGER); JANET F. SOLOT; BEVERLY WERNER NEEDHAM; MARSHA BETH KARP; EDWARD A. POLLACK; EDWARD POLLACK, POA MLW; ROBERT I. WERNER; LAURA WERNER; LAURA W. WERNER REVOCABLE TRUST, U/A/D 1/2/96 (LAURA WERNER – TRUSTEE); RANKELL FAMILY TRUST (STEVEN RANKELL – TRUSTEE); STEVEN RANKELL; MARC L. WERNER; RICHMOND J. ROSATI; RYAN GREGORY ROSATI; ROSS DANIEL ROSATI; RAUCH TRUST (ALEENA SHAPIRO – TRUSTEE); PETER R. O'COIN; ELISSA SCHWARTZ; SUZANNE SCHWARTZ; JONATHAN C. WERNER GIFT TRUST U/A/D/ 11/1/96 (JEFFREY WEISMAN – TRUSTEE);

STEPHANIE N. WERNER GIFT TRUST U/A/D 11/1/96 (JEFFREY WEISMAN – TRUSTEE); VINCENT J. GARCELL LIVING TRUST (VINCENT J. GARCELL & KAREN R. GARCELL, TRUSTEES); BARBARA L. WERNER; ASHLEY ELIZABETH WERNER; JEFFREY ADDISON WERNER; WERNER GC TRUST FOR ERIN (BEVERLY WERNER NEEDHAM-TRUSTEE); ERIN JOY RYAN; WERNER GC TRUST FOR SHANNON (BEVERLY WERNER NEEDHAM – TRUSTEE); SHANNON ROSE RYAN; MICHAEL E. WERNER; ALLISON TYLER KARP; FLORENCE J. WERNER; MARGOT A. WERNER GIFT TRUST U/A/D 11/1/96 (LAURA WERNER – TRUSTEE); STEWART CHARITABLE REMAINDER UNITRUST (GARY STEWART – TRUSTEE); STEWART CHARITABLE REMAINDER UNITRUST (ILENE STEWART – TRUSTEE); ROBERT A. ROSATI; JEFFREY R. ACKERMAN; LEE L. BASILOTTA; MICHEL FRANCOIS; ELLEN BERK-RAUCH; MELANIE R. WERNER; HEATHER BLACKMAN; KAREN LYNN MOSESKA; BARBARA L. WERNER; ELI BERK-RAUCH; HANNA BERK-RAUCH; CLAIRE FRANCOIS; JAMES ANDRE FRANCOIS; TAMMY H. WERNER; DONALD E. ACHENBACH; DAVID A. CARDILLO; MELISSA S. KARP; J. DAVID GOLDBLATT; JUNE GOLDBLATT; CLAUDE J. FRANCOIS; PHILLIP F. TIDY; GARY L. STEWART; RICHARD D. BONTE; VERA BONTE; MARLANE T. KRANE; DEBRA A. ROTHMAN; MARGARET E. BONTE; ANNE L. WERNER RESIDUARY TRUST (TIMOTHY F. BURKE – TRUSTEE); GARCELL 1997 UNITRUST DTD 12/19/1997; MAURICE WEINER; ANNE L. WERNER RESIDUARY TRUST – EX (TIMOTHY F. BURKE – TRUSTEE); NOVAK PARTNERSHIP, AKA A CALIFORNIA LIMITED PARTNERSHIP (ALYCE NOVAK – TRUSTEE); ALYCE NOVAK; JOSHUA J. ROTHMAN; KEVIN MATTHEW ROTHMAN; PAULA J. GRIFFITH; HENRY W. DOWLER; VINCENT A.

GENIS; MATTHEW W. WEISS;
STEVEN R. BENTSON; WILLIAM J.
RIPPIN; DAVID C. MCGOWAN; BRAD
J. GELLIS; MICHAEL E. TRZYNKA;
LARRY V. FRIEND; EDWARD W.
GERICKE; JOHN J. FIUMEFREDDO;
MICHAEL D. BROOKS; JORDANA
ROTHMAN; LINDA C. JOUBERT; ERIC
A. MASON; JASON S. KRANE; BRUCE
B. FISHER; WILLIAM C. HAZLETT;
NEAL R. MARTIN; DENNIS J.
JOHNSON; JEREMY M. KAPLAN;
RACHAEL A. KAPLAN; BETH KATZ;
SUSAN MORROW; DAVID M. CONN;
MARC L. WERNER - IRREVOCABLE
TRUST 1 (RICHARD WERNER AND
DONNA S. WERNER – TRUSTEES);
THE ESTATE OF MAX HANFLING
(EDWARD A. POLLACK –
EXECUTOR); HERMAN H. LISS;
KARRAH KAPLAN; DEBORAH ANN
KAPLAN TRUST U/D 14 JANUARY
1998 (JEREMY M. KAPLAN –
TRUSTEE); JUDITH LILY KAPLAN
TRUST U/D 14 JANUARY 1998
(JEREMY M. KAPLAN – TRUSTEE);
JULIA E. KAPLAN; NEIL D. KAPLAN;
ROBERT H. PINNEY; JESSICA Z.
JOUBERT; MICHAEL D. WISE; SARA
P. GRAHAM; CARLY KRANE;
RICHARD M. KELLY; SHIRLEY W.
RAUCH TRUST (SHIRLEY RAUCH,
STANLEY RAUCH, AND MARLANE
KRONE – TRUSTEES); FRANCESCA
GIANOGLIO BONTE; ALESSANDRA
BONTE; KELLY SINON; SUZANNE
ROSEN; DEBORAH KAPLAN; JUDITH
KAPLAN;

VINCENT J. GARCELL; SYLVIA S.
KAPLAN; BETH MORROW; ILENE
STEWART; STANLEY S. RAUCH
TRUST; BRUCE D. WERNER; CRAIG R.
WERNER TRUST; ELIZABETH
WERNER TRUST, N.C.B.; LOIS S.
WERNER REVOCABLE TRUST;
RICHARD L. WERNER REVOCABLE
TRUST; DOROTHY M. WHIPMAN;
CRAIG WERNER;

DANA SNYDER; JAMES BAKER;
PETER NOLAN; CHRISTOPHER
STADLER; THOMAS SULLIVAN;

MICHAEL WONG; JAMES
HARDYMON; JAMES EGAN;
CHARLES MARQUIS; MAMOUN
ASKARI; STEPHEN TEMPINI;

STEVEN RICHMAN; DONALD
RESNICK; TIMOTHY LEWIS;
CHRISTOPHER FILARDI; JOHN
REMMERS; KEVIN WALZ; JOHN J.
DYLIK; WENDY A. MEIKLE; LISA A.
PRESSLER; DOUGLAS BATES;
GEORGE KOERNER; JOHN THIGPEN

LEONARD GREEN & PARTNERS, L.P.;
LGP MANAGEMENT INC.; GREEN
EQUITY INVESTORS III, L.P.;
WERNER CO-INVESTMENT LLC;

MURRAY DEVINE & CO., INC.;
LOUGHLIN MEGHJI & CO., INC.; AND
DOES 1 THROUGH 300, INCLUSIVE,

Defendants.

STATE OF NEW YORK)
) ss.:
COUNTY OF NEW YORK)

PATRICIA ASHMAN, being duly sworn, deposes and says: that she resides in
Bronx, New York; that she is over the age of twenty-one years and that she is not a party to this
proceeding.

That on the 1st day of February, 2008, deponent caused to be served by First Class
Mail: 1) the **COMPLAINT**, 2) **RULE 7.1 STATEMENT**, 3) **SUMMONS IN A CIVIL**
ACTION, 4) **CIVIL COVER SHEET**, 5) **INDIVIDUAL PRACTICES OF HON.**
RICHARD M. BERMAN, 6) **INDIVIDUAL PRACTICES OF MAGISTRATE JUDGE**
THEODORE H. KATZ and 7) **GUIDELINES FOR ELECTRONIC CASE FILING**, upon
the following parties listed as Exhibit A, by depositing a true copy thereof, enclosed in a prepaid

properly addressed wrapper, in an official depository under the exclusive care and custody of the United States Postal Service within the State of New York.

/s/ Patricia Ashman

Patricia Ashman

Sworn to before me this
4th day of February, 2008

/s/ Na'eem Conway

Notary Public, State of New York

No. 01C06110667

Qualified in New York County

Commission Expires June 1, 2008

Exhibit A

Service List

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